

TOWN OF SHREWSBURY

ANN M.DAGLE,CMMC TOWN CLERK 100 MAPLE AVENUE SHREWSBURY, MA 01545-5398 508-841-8507 FAX 508-842-0587

SANDRA E. WRIGHT ASST. TOWN CLERK

TO:

Town Meeting Members

DATE:

May 7, 2007

You are hereby notified that the Annual Town Meeting will be held on Monday, May 21, 2007, at 7:00 P.M. at the **Oak Middle School Auditorium**, 45 Oak Street.

PRE-TOWN MEETING

There will be a meeting of all Town Meeting Members on Thursday, May 17, 2007, at 7:00 P.M. in the Selectmen's Meeting Room, Richard D. Carney Municipal Office Building - 100 Maple Avenue.

The Finance Committee suggests that its report, footnotes to the budget and description of articles be carefully read and studied prior to the Pre-Town Meeting and the Annual Town Meeting. *Please bring the town warrant with you*.

Ann M. Dagle Town Clerk

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OFFICE OF THE TOWN MANAGER



Richard D. Carney
Municipal Office Building
100 Maple Avenue
Voice: 508-841-8508
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dmorgado@th.ci.shrewsbury.ma.us

Town of Shrewsbury

MASSACHUSETTS 01545-5398

May 7, 2007

To: Town Meeting Members

From: Daniel J. Morgado

Re: Annual Town Meeting – May 21, 2007 at 7:00 PM

Enclosed in this packet is the Report and Recommendations of the Finance Committee relative to the May 21, 2007, Annual Town Meeting. Attached are the following materials:

- 1. A status report of current balances of special appropriations.
- 2. Maps illustrating the subject street or parcel acceptances or other actions for Articles 13, 14, 15, 23 & 24
- 3. A fact sheet relative to Chapter 43D acceptance of which is to be considered under Article 16

The above listed materials together with the information contained within the Finance Committee Report reflect the current status of the various articles as of this printing.

On Thursday, May 17, 2007, the Annual Pre-Town Meeting will take place in the Selectmen's Meeting Room starting at 7:00 PM. All Town Meeting Members and interested citizens are invited to attend this meeting when additional explanation and information will be available.

If during the review of any of the materials associated with this warrant you should have any questions, please feel free to contact me directly.

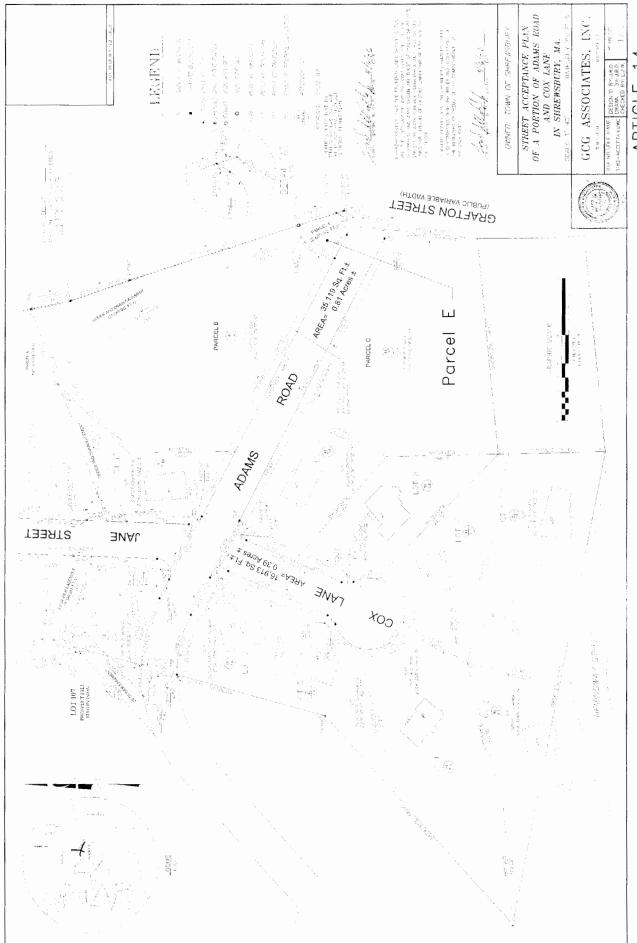
Cc Board of Selectmen Finance Committee Town Moderator Town Counsel

Warrant Article Appropriation Balances	
	4/3/2007
01015510 MIS WarArt 581340 Computer Sys Upgrade	51,876.31
, , ,	0.,0.0.01
01017110 Conservation WarArt	444 500 00
570000 Other Charges & Expend 585850 Repairs to Dam	114,508.09 82,668.00
000000 Repairs to Dairi	02,000.00
01019210 Public Bldg WarArt	
570780 Beal Elevator ATM 5/00	54,065.00
571020 Paton School Floor	80,000.00
585540 Re-Seam School Roofs	44,052.73
585610 Fire Headquarters	36,550.00
585620 Sherwood Middle School	405,547.74
585660 Replace Roof - Coolidge	11,891.50
585670 Replace Roof - Police	11,440.00
585900 Re-seam Muni Office Bldg	25,000.00
04004040 Ballian Mana Ant	
01021010 Police WarArt	45 404 00
580490 Replace/Upgrade Radio Sys	15,431.22
01022010 Fire WarArt	
571120 STM Prelim Study Fire	7,182.79
01041110 Engineer WarArt	
570610 GIS Program	324,268.16
570890 Whitney Street	61,771.94
585170 Public Ways	159,273.55
585760 Holden/Grafton/Reservoir	300,000.00
585830 STM 10/05 Route 140 Imp	100,000.00
04040440 Himbure 184	
01042110 Highway WarArt	00.000.00
570820 Radio Systems	20,000.00
585160 Storm Drain	215,214.59
585180 Sidewalks	89,862.00
585860 Rebuild Wall - Boylston St	60,000.00
585870 Resurface Garage Roof	14,000.00
01045010 Water WarArt	
585360 Study Water Plant Upgrade	70,000.00
585370 Water Mgmt Act	12,570.52
585380 P&I Masonic Tank	150,000.00
585400 Develop Additional Water Source	105,000.00
585410 Water Extension Brook	76,211.05
585420 Design Rt 9/Oak St	15,544.46
585430 R&I Home Farm Well	7,705.01
585450 Boston Turnpike	238,338.32
585570 Repair Air Stripping Tower	11,377.42
585580 New Gulf Booster	210,000.00
585590 Leak Detection Equip	9,625.00
585710 Upgrade Plant System	1,800.00
585800 Lake & Spruce St	43,285.10
585810 Storage Tank Design	5,100.00
585820 Water Conservation	42,908.01
585890 Replace Pickup Truck	5,643.00
585920 Repairs to Hillside Tank	489,000.00
585940 Cen Tech Blvd & Green St	172,000.00
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01049110 Cemetery WarArt	
585640 Stone Wall Repair	50,000.00
585650 Cemetery Expansion	25,000.00
585840 Upgrade Mowers	8,145.63
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01054910 Comm on Disabilities WarArt	
570180 Building Improvement	9,576.42
•	
01061010 Library WarArt	
571100 Prelim Drawings	1,717.48
585530 Repair Slate Roof	5,423.75
,	, .==0
01065010 Parks & Recreation WarArt	
570620 Park Master Plan	2,059.93
	7,488.85
570790 Property Improve - Lake Street	13,330.00
570790 Property Improve - Lake Street 571110 Renovate Municipal Playfields	
571110 Renovate Municipal Playfields	
570790 Property Improve - Lake Street 571110 Renovate Municipal Playfields 585890 Replace Pickup Truck	25.00
571110 Renovate Municipal Playfields 585890 Replace Pickup Truck	25.00
571110 Renovate Municipal Playfields	

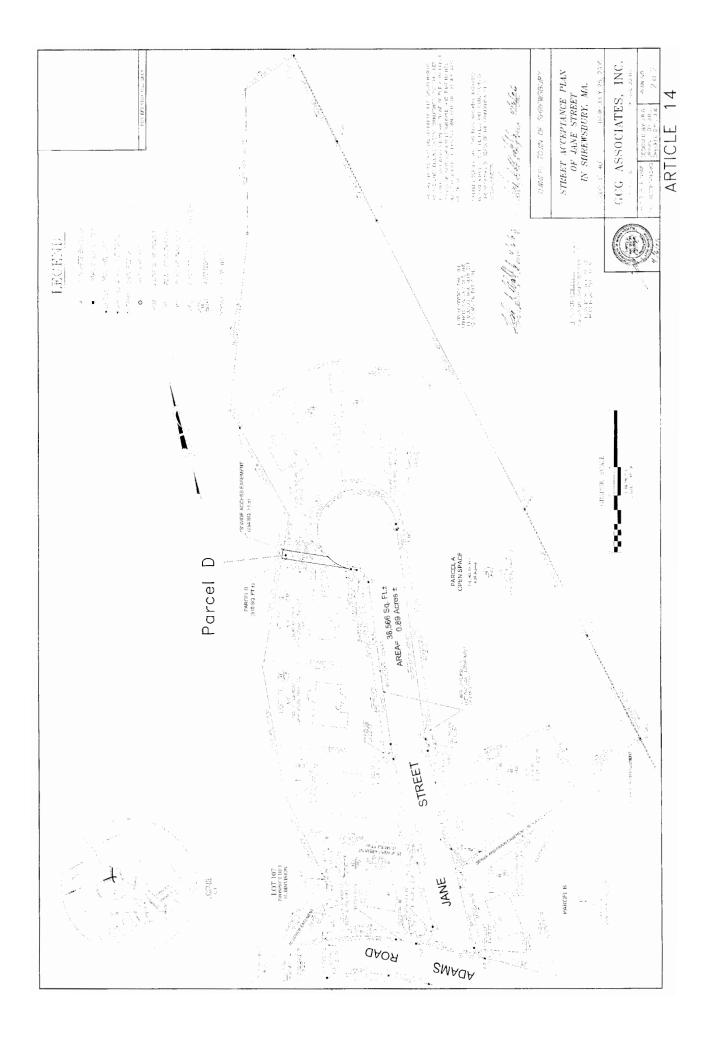
Article 13

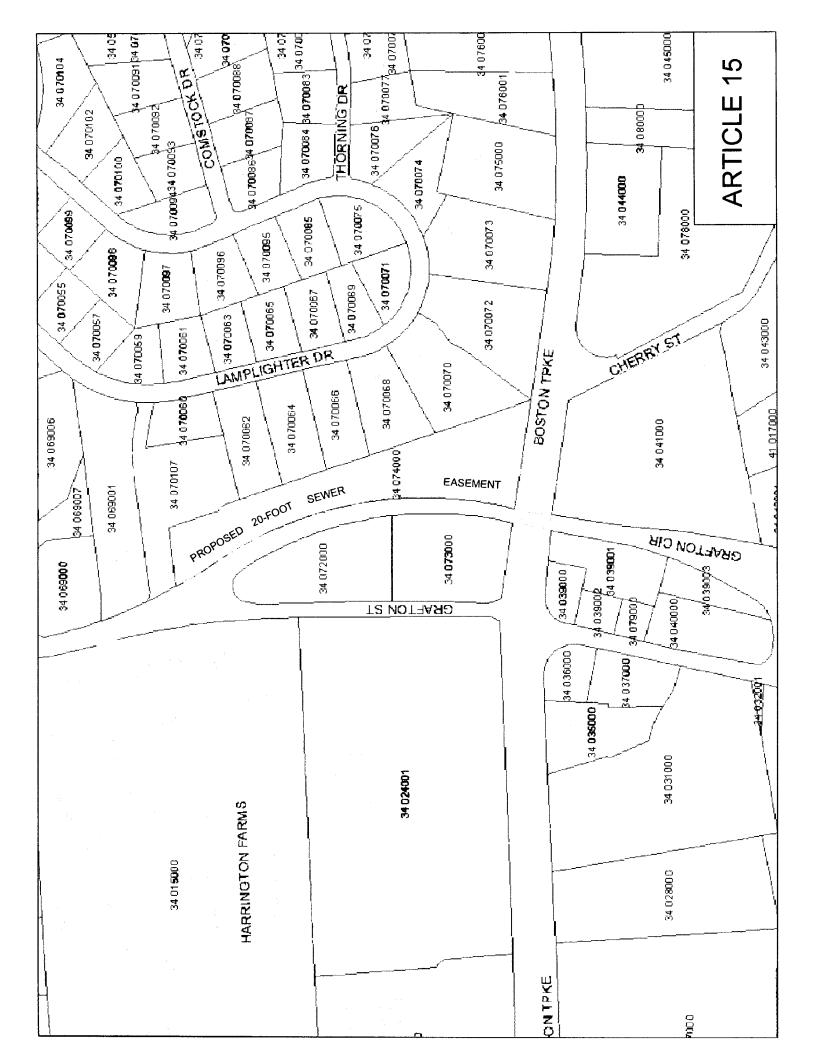
Article 13

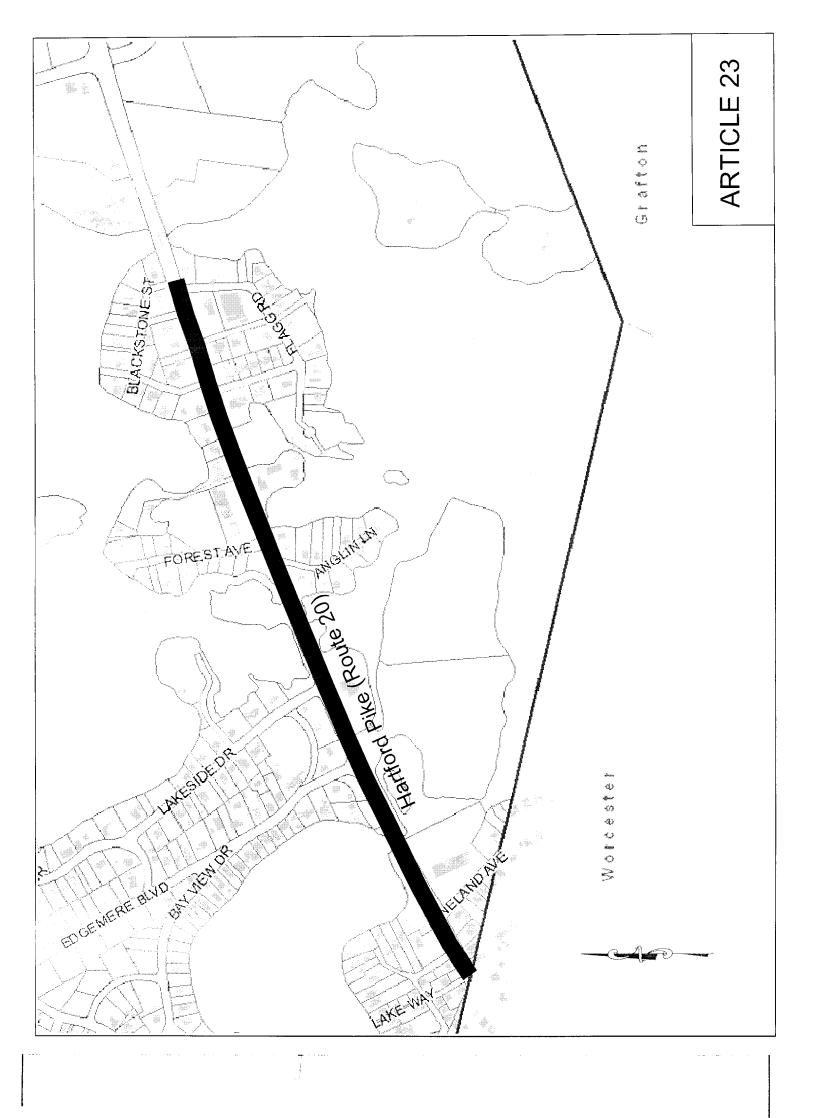
Article 13



ARTICLE 14







ARTICLE 16

EXPEDITED LOCAL PERMITTING

CHAPTER 43D FACTS

HISTORY

On August 2, 2006, Massachusetts General Law Chapter 43D was signed into law. This program offers communities a tool for targeted economic development.

WHAT DOES CHAPTER 43D DO?

- Provides a transparent and efficient process for municipal permitting
- Guarantees local permitting decisions on priority development sites within 180 days
- Increases visibility of your community and target development site(s)

WHAT ARE THE BENEFITS OF OPTING-IN?

- Grants up to \$150,000 for such things as professional staffing assistance, local government reorganization, and consulting services
- Priority consideration for PWED, CDAG, brownfields remediation assistance, MORE infrastructure funds, and other financing through quasi-public organizations
- Aggressive online marketing of your site and promotion of your pro-business regulatory climate
- Collection of special fees for priority development site permit applications

WHAT ARE THE CRITERIA FOR PRIORITY DEVELOPMENT SITES?

- Must be zoned for commercial or industrial development
- Must be eligible for the development or redevelopment of a building of at least 50,000 square feet of gross floor area (may include existing structures and contiguous buildings)
- Sites must be approved by the local governing authority
- Must be approved by the state Interagency Permitting Board

WHAT ARE THE OBLIGATIONS OF OPTING INTO CHAPTER 43D?

- Community must identify a qualifying parcel as a priority development site, and obtain permission of its owner (if private) for participation in the program
- Within 120 days of adopting Chapter 43D, the community must
 - o appoint a single municipal point of contact for streamlined permitting;
 - o amend local rules, regulations, bylaws, etc. to comply with 180 day permit timeline;
 - o determine and make available the requirements for each permit;
 - o establish a procedure for identifying necessary permits for a project;
 - o establish a procedure for determining completeness of the required submissions.
- After the 120 phase-in period is complete, the town must render permitting decisions on priority development sites within 180 days

WHAT PROTECTIONS DOES THIS PROGRAM OFFER FOR COMMUNITIES?

- The 180 day guarantee is suspended if the governing body determines:
 - o an application is incomplete
 - o an application contains false or misleading information
 - o that substantial changes to the project affect the information on the permit applications since the original submission

HOW DO I OBTAIN MORE INFORMATION ON THIS PROGRAM?

To request additional information, please contact April Anderson, Chief of Staff for the Department of Business and Technology at 617-788-3667 or april.a.anderson@state.ma.us.

FREQUENTLY ASKED QUESTIONS ON EXPEDITED PERMITTING

WHAT IS A PRIORITY DEVELOPMENT SITE?

Answer: "PDS" is a privately or publicly owned property that is:

- (1) commercially or industrially zoned;
- (2) eligible under applicable zoning provisions, including special permits or other discretionary permits, for the development or redevelopment of a building at least 50,000 square feet of gross floor area in new or existing buildings or structures; and
- (3) designated as a priority development site by the state Interagency Permitting Board. Several parcels or projects may be included within a single priority development site.

IS SMART GROWTH CONSIDERED?

<u>Answer</u>: The state strongly encourages priority development sites to be located in areas that are near existing public transit service, adjacent to existing development, or in under-utilized buildings or facilities, but it is not a requirement for the site to qualify for PDS designation.

WHAT IS THE GOVERNING BODY?

<u>Answer</u>: Depends on your municipal charter, but in most cases the governing body will be a Board of Selectmen, Town Council or City Council.

WHAT IS THE ISSUING AUTHORITY?

<u>Answer</u>: The issuing authority is the board or department reviewing a specific permit. For the purposes of this law, the issuing authority can be any or all of the following: Planning Board, Conservation Commission, Zoning Board of Appeals, Public Works, Fire Chief, Board of Health, Historic Commission.

WHAT IS THE INTERAGENCY PERMITTING BOARD?

<u>Answer</u>: A state board that is established to review and approve or deny municipal priority site development proposals and administer technical assistance grants. The members of the Board are comprised of representative from each state office that issues permits.

WHICH "ISSUING AUTHORITIES" WILL BE AFFECTED BY THIS LAW?

Answer: All boards, departments or agencies that are involved with land use development.

WHAT PERMITS ARE AFFECTED BY THIS LAW?

<u>Answer</u>: Orders of conditions and wetlands decisions issued by the Conservation Commission, Special Permits issued by the ZBA and/or Planning Board, Site Plan Review issued by the Planning Board, Flammable Materials License issued by the Fire Chief, historic district decisions, and Title V and septic decisions issued by the Board of Health.

*Building permits issued by the building inspector, ANR plan approval and subdivisions under the subdivision control law are <u>not</u> affected by this statute.

HOW IS THE LAW ACCEPTED BY A MUNICIPALITY?

<u>Answer</u>: This law is at local option which means that in order for the law to become effective in a municipality it has to be authorized by a majority vote of Town Meeting, or City/Town Council.

HOW IS A PARCEL DESIGNATED AS A PRIORITY DEVELOPMENT SITE?

<u>Answer</u>: Once local approval is granted, the governing body must apply for the designation through the Interagency Permitting Board. The law is not accepted until the application is approved and the governing body decides to proceed with the designation.

WHAT IS A TECHNICAL ASSISTANCE GRANT?

<u>Answer</u>: Communities that accept this law are eligible for a one-time grant to implement the requirements of the expedited permitting law, which shall include but not be limited to, professional staffing assistance, local government reorganization, and consulting services. The amount of any single grant awarded shall not exceed \$150,000.

WHAT HAPPENS AFTER THE APPLICATION IS SUBMITTED TO THE BOARD?

<u>Answer</u>: The Interagency Permitting Board must review and determine eligibility of the proposals and applications for technical assistance within 60 days of receipt from the municipality.

WHAT HAPPENS AFTER THE MUNICIPALITY HAS RECEIVED APPROVAL FROM THE STATE?

<u>Answer</u>: If the governing body chooses to proceed with the designation, the governing body must do the following within 120 days:

- (a) appoint a single municipal point of contact for streamlined permitting;
- (b) amend local rules, regulations, bylaws, etc. to comply with 180 day permit timeline;
- (c) determine and make available the requirements for each permit;
- (d) establish a procedure for identifying necessary permits for a project;
- (e) establish a procedure for determining completeness of the required submissions.

After the 120-day phase-in period has expired, the municipality is required to conduct the permitting process on the PDS within 180 days. Extensions may apply in extenuating circumstances or for good cause.

HOW LONG DOES THE PDS DESIGNATION STAND?

<u>Answer</u>: PDS locations will maintain that designation for no less than five years. After five years, the municipality may request that the designation be removed. If no request is issued, the designation will remain in place.

DOES THIS LAW REQUIRE LOCAL BOARD AND COMMISSION TO REDUCE THEIR STANDARDS OF REVIEW? <u>Answer</u>: No!! Nothing in the expedited permitting law alters the substantive jurisdictional authority of local boards or departments.

DOES THE LAW REQUIRE THAT ALL PERMIT APPLICATIONS ARE APPROVED?

<u>Answer</u>: No. The law only requires that all decisions are rendered by each issuing authority within 180 days.

WHAT HAPPENS IF AN ISSUING AUTHORITY DOES NOT RENDER A DECISION WITHIN 180 DAYS? Answer: The application is deemed approved.

WHAT ARE THE FEES INVOLVED FOR THIS LAW?

<u>Answer</u>: The governing may establish additional fees to the developer for overseeing/administering the expedited permitting process. This fee is in addition to fees already charged by the Conservation Commission, the ZBA, and the Planning Board, etc and must be used for the purposes of this law.

WHAT EXTENSIONS MAY BE GRANTED?

Answer: The 180-day review period may be extended in the following circumstances:

- (a) if an additional and originally unforeseen permit or predevelopment review is required, the timeline may be extended for a maximum of 30 days;
- (b) if action by another federal, state or municipal government agency is required before the issuing authority may act, or judicial proceedings affect the ability of the issuing authority or applicant to proceed with the application, or if enforcement proceedings that could result in revocation of an existing permit and denial of the application have been commenced, the timeline may be extended:
- (c) if the governing body and the applicant mutually request that the 180-day review period be waived or extend.

CAN THE ISSUING AUTHORITY USE LACK OF TIME AS A REASON FOR DENIAL?

<u>Answer</u>: No. An issuing authority may not use lack of time for review as a basis for denial of a permit if the applicant has provided a complete application and met all other obligations in accordance with the expedited permitting law.

WHEN CAN AN APPEAL BEGIN?

<u>Answer</u>: Appeals from issuing authority decisions or from a grant by operation of law shall be filed within 20 days after the last individual permitting decision has been rendered or within 20 days after the conclusion of the 180 day period, whichever is later. The 180-day period shall be increased by the number of days in any extension granted.

WHERE ARE APPEALS HEARD? WHEN ARE THEY DECIDED UPON?

<u>Answer</u>: Appellants may bring consolidated appeals before the Division of Administrative Law Appeals to obtain a decision within 90 days. Appeals of DALA decisions may be filed within 20 days of the decision with Superior Court or Land Court. Appellants may also bring an appeal directly to Superior Court or Land Court (see MGL c.185 s.3A) without going through the DALA process.

ARE THE PERMITS TRANSFERABLE? WHEN DO THEY EXPIRE?

<u>Answer</u>: Not automatically transferable unless the permit expressly allows the transfer. Permits issued pursuant to this law shall expire in 5 years from the date of applicable appeal period for the permit. Where permits cover multiple buildings, commencement and continued of construction of one building shall preserve the permit validity of all permits issued for that PDS.

WHAT ARE THE BENEFITS TO THE MUNICIPALITY?

<u>Answer</u>: A priority development site shall enable the municipality to take advantage of the following:

- (a) priority consideration for state grants;
- (b) priority consideration for quasi-public financing and training programs;
- (c) brownfields remediation assistance;
- (d) enhanced marketing of the parcel by the state:
- (e) technical assistance provided by the regional planning council;
- (f) competitive advantage for economic development opportunities.

HOW DOES THIS EFFECT THE MEPA PROCESS?

<u>Answer</u>: This law requires that MEPA and Mass Historic Commission reviews are conducted concurrent to the 180-day municipal review period. It is anticipated that the MEPA filing will be initiated in the 180 days, but may not be completed as the MEPA review is not abbreviated.



240 Maple Avenue Shrewsbury, MA 01545-2655

Ph: 508.845.6932 Fax: 508.845.7264

Board of Directors

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Supporting Members

Maurice Boisvert Ted Coghlin Don Dagle Alice Ferro Jean Fitzgerald Sheriff Guy Glodis William Gordon Michael Hale Dr. Lauren Hamm Judy Ostrosky Pat Pennucci Mary Roughan Donna Simone James Slavin Thomas Sullivan Eileen Terrill June Tomaiolo

May 1, 2007 RE: **ARTICLE 29**

Dear Town Meeting Member,

Donald Tepper, Ed.D. Psychologist

On behalf of the staff and Board of Directors we are writing to you to thank you for your past support and to ask you once again for your continued support of our efforts by approving <u>ARTICLE 29</u>. The Town of Shrewsbury and Shrewsbury Youth & Family Services, Inc. (SYFS) continue to enjoy a productive public-private partnership for over **24** years. This union has allowed us to provide high quality social services to our residents at a significantly lower cost than surrounding towns.

Our Board and staff continue to work diligently to raise additional funds to supplement the Town Appropriation to keep up with the increase in demand for our services. In recent years we raised over 55% of our budget through grant writing and fundraising. In fact we consistently exceed Town Contract requirements providing three times more service as required under contract.

In the past year SYFS assisted over 1305 Client-Families, encompassing over 6610 Hours of Service. Services provided to these families included individual, couple and family counseling; support groups; case management; fuel assistance; domestic violence and homeless intervention; juvenile diversion; education workshops; and information/linkage to community resources. We continue to maintain strong partnerships with the schools, local PTO's, police, churches, ADVISE, Council on Aging, Shrewsbury Community Partnership for Children, the Ecumenical Council, and St. Anne's, to name just a few. We are able to respond quickly to these groups, offering professional expertise in addressing serious issues affecting children, families and elders.

This past year SYFS has continued to grow and expand services. David L'Ecuyer, President & CEO of Central One Federal Credit Union, serves as President of our Board of Directors, while Shrewsbury resident Jeffrey Chin, MSW continues to perform as the agency's Executive Director. The agency will move forward with vital services and effective programming for the families of Shrewsbury. In addition to our ongoing counseling and intervention services, SYFS has developed effective new afterschool programming for troubled youth (including "Thera-PM" afterschool group at Shrewsbury High School), as well as a dynamic new series of parent education workshops/seminars and community-based counseling groups provided to a variety of people & age groups, all at various locations around town (including a new Parent Support Group for parents of Autistic / Asperger's Syndrome children).

Again, we thank you for your continued support. We will be available at the Annual Town Meeting to answer any questions you may have. Please feel free to also contact us at (508) 845-6932 or check us out at www.shrewsburyyfs.org.

Sincerely, Sincerely,

David L'Ecuyer, President

Board of Directors

Jeffrey K. Chin, MSW

Executive Director